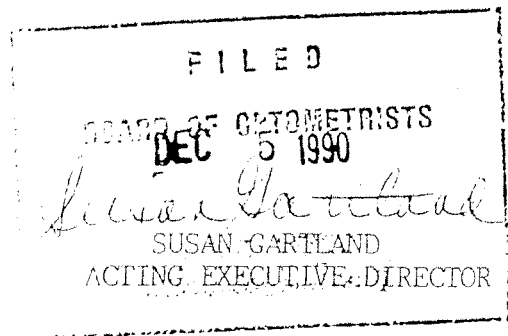


ROBERT J. DEL TUFO
ATTORNEY GENERAL OF NEW JERSEY

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STATE OF NEW JERSEY
DEPARTMENT OF LAW & PUBLIC SAFETY
DIVISION OF CONSUMER AFFAIRS
BOARD OF OPTOMETRISTS
DOCKET NO. _____

IN THE MATTER OF THE SUSPENSION	:	Administrative Action
OR REVOCATION OF THE LICENSE OF	:	
	:	FINAL CONSENT ORDER
YVONNE D. MCBRIDE, O.D.	:	
LICENSE NO. 4091	:	
	:	
TO PRACTICE OPTOMETRY IN THE	:	
STATE OF NEW JERSEY	:	

This matter having been opened to the New Jersey State Board of Optometrists (hereinafter referred to as the "Board") on Complaint of Robert J. Del Tufo, Attorney General of New Jersey, by Carol G. Jacobson, Deputy Attorney General, alleging that respondent Yvonne D. McBride engaged in the use or employment of dishonesty, fraud, deception, misrepresentation, false promise or false pretense and professional misconduct in violation of N.J.S.A. 45:1-21(b) and (e) and N.J.S.A. 45:12-11(c) and (o) in that respondent, a Medicaid provider, caused medical assistance payments under the New Jersey Medical Assistance and Health Services Act to which she was not entitled to be paid to respondent, contrary to the provisions of N.J.S.A. 30:4D-17(a). The complaint further alleged that respondent engaged in professional misconduct in violation of N.J.S.A. 45:1-21(e) by

aiding, abetting and condoning the unlicensed practice of optometry.

It appearing that the respondent desires to resolve this matter without the necessity of a disciplinary hearing on the merits, and respondent expressly waiving any further right to such a hearing, and it further appearing that the entry of the within Order will serve the public interest;

IT IS, THEREFORE, on this 1st day of December, 1990,

ORDERED:

1. Upon entry of the within Order, respondent's license shall be suspended for a period of six (6) months. At the conclusion of the aforesaid suspension period, on the condition that respondent is in full compliance with the Consent Order entered into with the Division of Medical Assistance and Health Services on December 15, 1988 (a copy of which is annexed hereto and made a part hereof) for restitution, costs, and damages, respondent shall be placed on probation for a period of three (3) years during which period respondent shall fully comply with all provisions of this Order, the Consent Order of December 15, 1988, the Board's enabling act and implementing regulations as well as the general laws of the State of New Jersey.

2. Respondent shall forthwith undertake a refresher course consisting of the equivalent of a total of fifteen (15) ^{24 clinical hours} eight (8) hour days by either serving in a general optometric clinic or taking course work or a combination thereof at SUNY College of Optometry, Pennsylvania College of Optometry, or

another accredited institution in order to upgrade her clinical skills and recordkeeping procedures." The Board shall approve in writing the curriculum to be taken by respondent in advance of respondent's undertaking such course work and clinical training. Such clinical training may be served during the period of respondent's suspension, but must be completed within one year from the date hereof. In no event shall respondent receive any compensation for any clinical service rendered. Upon the completion of the required course work and training, respondent shall cause the school attended to send a certification to the Board verifying the dates and amount of time respondent served at the facility.

3. Upon entry of the within Order and especially during the probationary period, respondent shall, upon demand, grant the Board or any investigator sent by the Board full access to all patient records on unannounced, random inspections.

4. Respondent shall be barred during the period of her probation from serving as a preceptor for and/or employing any students of optometry in her office. Upon the completion of the probationary period, respondent may apply to the Board for permission to become a preceptor in accordance with the terms and conditions of N.J.A.C. 13:38-2.11. Without such permission, respondent shall not serve as a preceptor.

5. Respondent shall pay the costs incurred by the State of New Jersey in connection with the within matter in the amount of \$752.47. During the six-month period that respondent's license to practice optometry is suspended, respondent

shall pay \$10.00 per month by certified check or money order made payable to the State of New Jersey and delivered to the Board office. After the six-month suspension period is completed, respondent shall pay the balance of the costs due in the amount of \$692.41 in twelve monthly installments by certified check or money order made payable to the State of New Jersey and delivered to the Board office in the following manner: eleven (11) monthly installments each in the amount of \$57.00, with the twelfth and final installment in the amount of \$65.41. The first payment of \$10.00 shall be due within ten (10) days of the entry of the within order. Thereafter the monthly payments shall be due on the first business day of the month. In the event that any payment due hereunder is not made by the close of business on the first day of the month, the entire remaining balance shall be due and owing forthwith.

The within Order is effective upon entry.

Edward S. Campbell, O.D.
Edward S. Campbell, O.D.
State Board of Optometrists

I have read the contents of this Order.
I understand the terms of this Order, and
I agree to be fully bound by them. Consent is hereby given to enter this Order.

Yvonne D. McBride, O.D.
Yvonne D. McBride, O.D.

Consented as to form:

David L. Harris, Esq.
By: David L. Harris, Esq.
LOWENSTEIN, SANDLER, KOHN,
FISHER & BOYLAN, Attorneys
for Respondent